

BILL NO. 93-83

AS AMENDED

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 93-83 (as amended)

Introduced by Council Member Heselton
Legislative Day No. 93-32 Date December 7, 1993

AN ACT to repeal and reenact, with amendments, Section 9-45, Creation; Membership; Terms; Voting; Quorum, of Article VIII, Harford County Health Planning Commission, of Part 2, Nonbinding Advisory Boards, of Chapter 9, Boards, Commissions, Councils and Agencies; to stagger the terms of the members of the Health Planning Commission; to alter the terms of Commission members; to establish a restriction on the number of terms a member may serve; to establish a certain provision concerning the filling of vacancies on the Commission; to establish a certain provision concerning Commission action; and generally relating to the Health Planning Commission.

By the Council, December 7, 1993

Introduced, read first time, ordered posted and public hearing scheduled
on: January 4, 1994
at: 7:15 p.m.

By Order: James D. Vannoy, Acting Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on January 4, 1994, and concluded on, January 11, 1994

James D. Vannoy
Acting Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 93-83
AS AMENDED

1 Section 1. Be It Enacted By The County Council of Harford
2 County, Maryland, That Section 9-45, Creation; Membership; Terms,
3 Voting; Quorum, of Article VIII, Harford County Health Planning
4 Commission, of Part 2, Nonbinding Advisory Boards, of Chapter 9,
5 Boards, Commissions, Councils and Agencies, of the Harford County
6 Code, as amended, be, and it is hereby, repealed and reenacted with
7 amendments, to read as follows:

8 Chapter 9. Boards, Commissions, Councils and Agencies.

9 Part 2. Nonbinding Advisory Boards.

10 Article VIII. Harford County Health Planning Commission.

11 Section 9-45. Creation; Membership; Terms; Voting; Quorum.

12 There is hereby created a commission, to be known as the
13 Harford County Health Planning Commission (HCHPC), hereinafter
14 referred to as "HCHPC."

15 A. The HCHPC shall consist of [seventeen (17)] 17 members:

16 (1) As ex officio members:

17 (a) The County Executive or the Executive's
18 designee, who shall be recommended by the Director of Planning and
19 Zoning;

20 (b) A representative of the County Council,
21 appointed by the Council; and

22 (c) The County Health Officer;

23 (2) The following members, appointed by the Council:

24 (a) A representative of the hospital industry;

25 (b) A representative of the nursing home industry;

26 (c) A representative of the allied health
27 professionals;

1 (d) A representative of the County Medical Society;
2 and

3 (e) A representative of the Harford County
4 Volunteer Fire and Ambulance Association, Inc.; and

5 (3) Nine [(9)] consumers, [two (2)] 2 appointed by the
6 Executive upon recommendation of the Director of Planning and
7 Zoning and confirmed by the Council, and [seven (7)] 7 appointed
8 by the Council. The consumer members shall be county residents and
9 shall be, insofar as possible, representative of the county's
10 population with respect to race, gender, geography, and political
11 affiliation.

12 B. [Terms

13 (1) The term of the Executive's designee shall be
14 coterminous with that of the Executive, and the term of the Council
15 representative shall be coterminous with that of the Council.

16 (2) The term of a member appointed under Subsection A(2)
17 or A(3) of this section is two (2) years and begins on July 1. At
18 the end of a term, a member continues to serve until a successor
19 is appointed and qualifies. A member who serves two (2)
20 consecutive terms may not be reappointed for one (1) year after
21 completion of those terms.]

22 THE TERMS OF THE MEMBERS ARE AS FOLLOWS:

23 (1) SUBJECT TO SUBSECTION C OF THIS SECTION, THE TERM
24 OF AN APPOINTED MEMBER IS 3 YEARS;

1 (2) THE TERMS OF THE APPOINTED MEMBERS ARE STAGGERED AS
2 REQUIRED BY THE TERMS PROVIDED FOR MEMBERS OF THE BOARD SERVING ON
3 JULY 1, 1993, AND AS PROVIDED BY COUNTY COUNCIL BILL NO. 93-83; AND

4 (3) THE TERMS OF THE EX OFFICIO MEMBERS ARE COTERMINOUS
5 WITH THAT OF THE OFFICE WHICH ENTITLES THEM TO SERVE.

6 C. WHEN A NEW COUNTY COUNCIL TAKES OFFICE, ANY CONSUMER
7 MEMBER OF THE HCHPC APPOINTED BY THE COUNCIL MAY BE REPLACED AT THE
8 WILL OF THE COUNCIL, REGARDLESS OF THE TIME LEFT IN THE UNEXPIRED
9 TERM OF A MEMBER SO REPLACED.

10 ~~C.D.~~ A MEMBER MAY BE REAPPOINTED BUT MAY SERVE NO MORE THAN
11 2 CONSECUTIVE TERMS.

12 ~~D.E.~~ AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL
13 A SUCCESSOR IS APPOINTED AND QUALIFIES.

14 ~~E.F.~~ VACANCIES SHALL BE FILLED FOR THE UNEXPIRED TERM IN THE
15 MANNER OF ORIGINAL APPOINTMENT.

16 ~~F.G.~~ EACH APPOINTED MEMBER AND EACH EX OFFICIO MEMBER SHALL
17 HAVE 1 VOTE.

18 ~~G.H.~~ NINE MEMBERS OF THE BOARD ARE A QUORUM.

19 ~~H.I.~~ THE HCHPC SHALL ACT ONLY WHEN A QUORUM IS PRESENT AND
20 ONLY BY VOTE OF A MAJORITY OF THE MEMBERS PRESENT AND VOTING.

21 [C. Voting/quorum.

22 (1) Each appointed member and each ex officio member
23 shall have one (1) vote.

24 (2) A quorum shall be constituted by nine (9) of the
25 members. This body can act only by vote of the majority of the
26 members present and voting.]

1 [(3)] ~~I.~~ J. At the request of the HCHPC, the
2 Department of Planning and Zoning will prepare a staff report
3 addressing the impact of the Master Land Use Plan, Zoning Ordinance
4 and Public Facilities Ordinance on comprehensive health planning
5 or specific proposals before the HCHPC.

6 Section 2. And Be It Further Enacted, That the terms of the
7 members of the Harford County Health Planning Commission serving
8 on July 1, 1993, shall expire as follows:

9 A. The terms of the following members shall expire on June
10 30, 1995:

11 (1) The representative of the nursing home industry; and

12 (2) The consumer members recommended by the Council
13 President, the Council member representing District A, and the
14 Council member representing District B;

15 B. The terms of the following members shall expire on June
16 30, 1996:

17 (1) The representative of the allied health
18 professionals;

19 (2) The representative of the County Medical Society;
20 and

21 (3) A consumer member appointed by the County Executive
22 and the consumer members recommended by the Council member
23 representing District C and the Council member representing
24 District F; and

25 C. The terms of the following members shall expire on June
26 30, 1997:

1 (1) The representative of the hospital industry;

2 (2) The representative of the Harford County Volunteer
3 Fire and Ambulance Association, Inc.; and

4 (3) A consumer member appointed by the County Executive
5 and the consumer members recommended by the Council member
6 representing District D and the Council member representing
7 District E.

8
9 Section 3. And Be It Further Enacted, That this Act shall take
10 effect 60 calendar days from the date it becomes law.

11 EFFECTIVE: April 18, 1994
12

HARFORD COUNTY BILL NO. 93-83 (as amended)

(Brief Title) Health Planning Commission - Terms of Members

is herewith submitted to the County Council of Harford County for enrollment as being the text as finally passed.

CERTIFIED TRUE AND CORRECT

ENROLLED

James D. Vannoy
Acting Secretary
of the Council

[Signature]
President of the Council

Date February 8, 1994

Date February 8, 1994

BY THE COUNCIL

Read the third time.

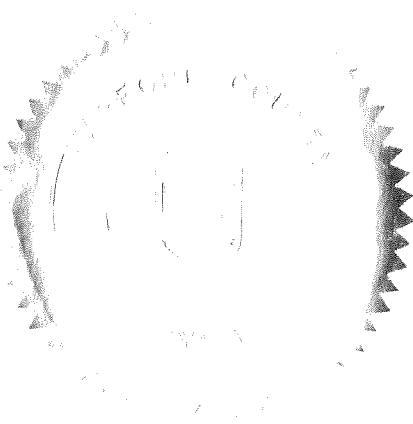
Passed: LSD 94-5 (February 8, 1994)

Failed of Passage: _____

By Order

James D. Vannoy
Acting Secretary

Sealed with the County Seal and presented to the County Executive for approval this 10th day of February, 1994 at 3:00 p. m.



James D. Vannoy
Acting Secretary

BY THE EXECUTIVE

Eileen M. Lehmann
COUNTY EXECUTIVE

APPROVED: Date February 17, 1994

BY THE COUNCIL

This Bill (No. 93-83, as amended), having been approved by the Executive and returned to the Council, becomes law on February 17, 1994.

James D. Vannoy
Acting Secretary

EFFECTIVE DATE: April 18, 1994